

The dominant plant species shall be visually determined in each vegetation layer of each community type, and the scientific names of these species shall be included in the report. Dominant species are those species which have the greatest relative basal area (woody overstory), greatest height (woody overstory), greatest percentage of aerial coverage (herbaceous understory), and/or greatest number of stems (woody vines).

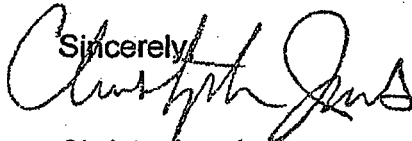
The applicant shall conduct delineation of the restored mitigation wetland during the growing season of the fifth year after completion of construction of the mitigation wetlands using the United States Army Corps of Engineers 1987 Wetland Delineation Manual (or successor document).

Miscellaneous

The applicant is responsible for ensuring that the wetland is not filled, drained, or otherwise converted to upland. If the property is sold, the deed shall ensure that the wetland will not be filled, drained, or otherwise converted to upland.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code by any person who was a party to this proceeding. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. It must be filed with the Environmental Review Appeals Commission within thirty (30) days after the notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency and the Environmental Enforcement Section of the Office of the Attorney General within three (3) days of the filing with the Commission. An appeal may be filed with the Environmental Review Appeals Commission, 236 East Town Street, Room 300, Columbus, Ohio 43266-0557.

Sincerely,



Christopher Jones
Director

cc: Scott Hans, U.S. Army Corps of Engineers, Pittsburgh District
Mary Knapp, U.S. Fish & Wildlife Service
Scott Stiteler, ODNR
Kevin Pierard, U.S. EPA, Region 5
L. Fay, OEPA, DSW
M. Kuklis, OEPA, SEDO
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